PATENT ATTORNEY DOCKET NO. 046124-5274

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application	of:	Kazunori	YAMAU	JCHI	

U.S. Application No.: 10/785,411) Confirmation No.: 9803

Filed: February 25, 2004) Examiner: Unassigned

For: MEASURING DEVICE FOR IMMUNOCHROMATOGRAPHY TEST PIECE AND

LIGHT SOURCE DEVICE

Commissioner of Patents

MAIL STOP AMENDMENT

Sir:

<u>UNDER 37 C.F.R. § 1.97(b)</u>

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO-1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

An International Search Report (ISR) dated April 20, 2004 is attached together with the five (5) documents listed thereon. The five (5) referenced documents and all additional documents are listed on the PTO Form 1449.

A copy of each listed non-US document is attached. Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form. As for any document listed on the accompanying PTO-1449 that is in a language other than English, relevance can be understood from an enclosed English abstract or at least partial translation or from mention in the specification or search report for a corresponding application.

This submission does not represent that a search has been made or that no better art exists

and does not constitute an admission that the listed documents are material or constitute "prior

art." If it should be determined that any of the listed documents do not constitute "prior art"

under United States law, Applicants reserve the right to present to the Office the relevant facts

and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability

of the disclosed invention over any of the listed documents, should any of the documents be

applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby

authorized by this paper to charge any additional fees during the entire pendency of this

Application, including fees due under 37 C.F.R. § 1.16 and 1.17 which may be required and

including any required extension of time fees, or credit any overpayment to Deposit Account

No. 50-0573. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR**

EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

DRINKER, BIDDLE & REATH LLP

PETER J. SISTARE REG NO. 48, 183

John G. Smith

Registration No. 33,818

Dated: August 17, 2005

CUSTOMER NO. 055694 DRINKER, BIDDLE & REATH LLP

1500 K Street, N.W., Suite 1100 Washington, D.C. 20005-1209

Tel: (202) 842-8800

Fax: (202)-204-0289

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